

RCE  
2700

HAVERSTOCK & OWENS LLP  
162 North Wolfe Road  
Sunnyvale, California 94086  
(408) 530-9700  
Customer No.: 28960

In re Application of: Thomas Sutton et al.  
Serial No.: 10/772,905  
Filed: February 4, 2004  
Entitled: **SMARTPHONE WITH NOVEL OPENING MECHANISM**  
Group Art Unit: 2617  
Examiner Name: Julie E. Stein

**MAIL STOP RCE**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**REQUEST FOR CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**

Sir:

This is a Request for a Continued Examination (RCE) under 37 CFR § 1.114 of the above-identified application.

**CERTIFICATION UNDER 37 CFR § 1.08**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to : Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, Mail Stop RCE, November 7, 2006.

Junifel Gutierrez  
(Name of Person Mailing Paper)

[Signature]  
Signature

**1. Submission required under C.F.R. § 1.114**

- a. \_\_\_\_\_ Previously submitted
- i. \_\_\_\_\_ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_.  
(Any unentered amendment(s) referred to above will be entered)
- ii. \_\_\_\_\_ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_.
- iii. \_\_\_\_\_ Other \_\_\_\_\_.
- b. X \_\_\_\_\_ Enclosed
- i. X \_\_\_\_\_ Preliminary Amendment
- ii. \_\_\_\_\_ Affidavit(s)/Declaration(s)
- iii. \_\_\_\_\_ Information Disclosure Statement (IDS)
- iv. \_\_\_\_\_ Other \_\_\_\_\_

**2. Miscellaneous**

- a. \_\_\_\_\_ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months.  
(Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. \_\_\_\_\_ Other \_\_\_\_\_.

**3. c. \_\_\_\_\_ Applicant is entitled to small entity status**

**4. Fees** The RCE fee under 37 C.F.R. § 1.17(e) is required by 37C.F.R. § 1.114 when the RCE is filed.

- a. X \_\_\_\_\_ The Director is hereby authorized to charge the following fees, or credit any overpayments to Deposit Account No.: 08-1275.
- i. X \_\_\_\_\_ RCE fee required under 37 C.F.R. § 1.17(e)
- ii. \_\_\_\_\_ Extension of time fee (37 C.F. R. § 1.136 and 1.17)
- iii. \_\_\_\_\_ Other \_\_\_\_\_

b. X \_\_\_\_\_ Check in the amount of \$790.00 enclosed

c. \_\_\_\_\_ Payment by credit card (form PTO-2038 enclosed)

**5. X \_\_\_\_\_ Return Receipt Postcard**

Dated: 11-7-06

By: [Signature]  
Name: Thomas B. Haverstock  
Registration No.: 32,571

11/13/2006 55ESHE1 00000057 10772905

790.00 DP

01 FC:1801